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10 Attorney for Plaintiff  
11 United States of America

12 UNITED STATES DISTRICT COURT  
13 SOUTHERN DISTRICT OF CALIFORNIA

14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 v.

17 MANUEL ALEJANDRO AGUAYO-  
18 IBARRA (2),

19 Defendant.

Criminal Case No. 15CR2612-JAH  
PROTECTIVE ORDER

20 Pursuant to Rule 16(d) of the Federal Rules of Criminal Procedure pertaining to  
21 pretrial discovery, and to prevent premature disclosure of evidence to other targets,  
22 subjects, and witnesses of ongoing investigations,

23 IT IS HEREBY ORDERED that the defendants, their counsel of record, and the  
24 counsel's assistants, as hereafter defined, shall not disclose the substance of any discovery  
25 material received from the Government in the above-captioned matter, including all Title  
26 III documents, to any third party, unless such material is already a matter of public record,  
27 without prior approval of this Court;

28 Pursuant to Rule 16(d) of the Federal Rules of Criminal Procedure,

IT IS FURTHER ORDERED that the United States Attorney and the Assistant  
United States Attorney assigned to this case (hereafter collectively referred to as "the  
Government") and their assistants, the defendants, their counsel and their assistants, shall  
not disclose the substance of any discovery material produced to the defendants or obtained

1 by the Government from the defendants, unless such material is already a matter of public  
2 record, to representatives of the media or other third parties not involved in any way in the  
3 investigation or prosecution of the case;

4 Except that nothing contained herein shall prevent the Government, or any defendant  
5 or their counsel, from disclosing such discovery material to any other attorneys working  
6 for the Government, the defendants or their counsel, government agents (federal, state or  
7 local), private investigators, experts, secretaries, law clerks, paralegals, or any other person  
8 who is working for the Government or the defendants and their counsel (collectively  
9 referred to as "assistants") in the investigation or preparation of this case or, with respect  
10 to the Government and its assistants only, in other criminal investigations, without prior  
11 court order;


12 Further, nothing contained herein shall preclude the Government, defendants or their  
13 counsel, or their respective assistants from conducting a normal investigation of the facts  
14 of this case on behalf of the Government or said defendants, or with respect to the  
15 Government and its assistants only, from conducting an investigation of other criminal  
16 activity, including interviewing witnesses disclosed by said discovery materials, or from  
17 taking statements from witnesses disclosed by said discovery materials, or from asking said  
18 witnesses if they themselves have made prior statements to the Government that are  
19 disclosed in the discovery materials, and about the contents of such statements. In  
20 connection with any such investigation, it shall not be necessary that the Government, the  
21 defendants or their counsel, or their respective assistants, obtain prior permission of this  
22 Court.

23 Should counsel withdraw or be disqualified from participation in this case, any  
24 material received and any copies derived therefrom, shall be returned to the Government  
25 within ten (10) days.

26 Defense counsel and the Government shall be required to communicate the  
27 substance of this order and explain it to their clients and assistants before disclosing the  
28 substance of the discovery to their clients or assistants.

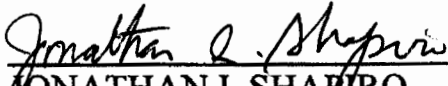
1 SO ORDERED.

2  
3 DATE: 1-29, 2020


  
HON. JOHN A. HOUSTON  
United States District Judge

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5  
6 I consent to the entry of the attached protective order in the captioned matter,  
7 United States v. Abel Lopez-Valenzuela.

8  
9 DATE: January 29, 2020

  
JONATHAN I. SHAPIRO  
Assistant United States Attorney

10  
11  
12 DATE: January 29, 2020

  
MATHEW C. BINNINGER  
Counsel for defendant MANUEL  
ALEJANDRO AGUAYO-IBARRA